

CIVIL NO. 1:00CV144

ORDER

THIS MATTER is before the Court on the parties' joint motion for a peremptory setting of the trial during the Court's March 2007 term in the Asheville Division. The motion further states that all parties have waived their right to a jury trial and have agreed to have the matter resolved by the Court. In view of this stipulation, the Court has been advised that Plaintiff

Superguide's Motion *in Limine* filed January 19, 2007, has been rendered moot.

For the reasons stated in the motion,

IT IS, THEREFORE, ORDERED that the parties' joint motion for a peremptory setting is **ALLOWED**, and the trial of this matter shall commence before the undersigned, without benefit of a jury, on **MONDAY, MARCH 19, 2007, at 9:00 AM.**

IT IS FURTHER ORDERED that Plaintiff Superguide's motion *in limine* is hereby **DENIED** as moot.

The parties shall promptly notify the Court as to whether or not a final pretrial conference is needed.

Signed: February 13, 2007

A handwritten signature in black ink, appearing to read 'L. H. Thornburg', written over a horizontal line.

Lacy H. Thornburg
United States District Judge

